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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/659,774

09/10/2003

Henry Haverinen

944-001.090-1

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11/25/2008

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EXAMINER

DAILEY, THOMAS J

ART UNIT

PAPER NUMBER

2452

MAIL DATE

DELIVERY MODE

11/25/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/659,774	<b>Applicant(s)</b> HAVERINEN ET AL.	
	<b>Examiner</b> Thomas J. Dailey	<b>Art Unit</b> 2452	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 15 August 2008.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1,4,7,10,13-15,20,21 and 24-29 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,4,7,10,13-15,20,21 and 24-29 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                       | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | Paper No(s)/Mail Date. _____                                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>10/17/2008</u>  | 6) <input type="checkbox"/> Other: _____                          |

### **DETAILED ACTION**

1. Claims 1, 4, 7, 10, 13-15, 20-21, and 24-29 are pending.

### ***Response to Arguments***

2. The objections directed at claims 21, 24-26, and 28 are withdrawn in view of the entered amendments.
3. Applicant's arguments filed August 15, 2008 have been fully considered but they are not persuasive.
4. The applicant argues with respect to claim 1 that O'Neill (US Pub. 2003/0176188) fails to disclose transmitting to a terminal a reauthentication identity including a unique realm name uniquely identifying the authentication server, as a result of receiving a request for full authentication from the terminal.
5. The examiner disagrees and notes, that the features upon which applicant relies (i.e., transmitting a reauthentication identity, *as a result of* receiving a request for full authentication; emphasis added) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

6. The applicant further argues O'Neill is silent regarding the distinction between full authentication and reauthentication and does not disclose a request for reauthentication including the reauthentication identity, contending O'Neill states that the request is for access to a remote access service while in a visited domain.

7. The examiner disagrees. O'Neill discloses:

receiving a request for full authentication of a terminal ([0031], lines 1-8, every mobile device (terminal or end node) will have a home AAA server (see Fig. 1), at this home AAA server will be stored service profiles that inherently require full authentication of that particular mobile device);

transmitting to the terminal a reauthentication identity including a unique realm name uniquely identifying an authentication server ([0053], lines 13-17, the NAI (reauthentication identity) of any end node (terminal) includes a realm name and identifies the home authentication server; that realm name inherently is transmitted to the mobile device);

receiving a request for reauthentication from the terminal, the request for reauthentication including the reauthentication identity including the unique realm name uniquely identifying the authentication server ([0053], lines 13-23, any end node (terminal) sending an authentication request identifying its home authentication server (via a "reauthentication identity") reads upon "a request for

reauthentication” as the end node was previously authorized by it's home authentication server, as that server stores it's service profile);

wherein the request for reauthentication is routed to the authentication server according to the unique realm name included in the request for reauthentication ([0053], lines 16-23).

***Claim Rejections - 35 USC § 102***

8. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

9. Claims 1, 4, 7, 10, 13-15, 20-21, and 24-29 are rejected under 35 U.S.C. 102(e) as being anticipated by O'Neill (US Pub. No. 2003/0176188).

10. As to claim 1, O'Neill discloses a method, comprising:

receiving a request for full authentication of a terminal ([0031], lines 1-8, every mobile device (terminal or end node) will have a home AAA server (see Fig. 1), at this home AAA server will be stored service profiles that inherently require full authentication of that particular mobile device);

transmitting to the terminal a reauthentication identity including a unique realm name uniquely identifying an authentication server ([0053], lines 13-17, the NAI (reauthentication identity) of any end node (terminal) includes a realm name and identifies the home authentication server; that realm name inherently is transmitted to the mobile device);

receiving a request for reauthentication from the terminal, the request for reauthentication including the reauthentication identity including the unique realm name uniquely identifying the authentication server ([0053], lines 13-23, any end node (terminal) sending an authentication request identifying its home authentication server (via a “reauthentication identity”) reads upon “a request for reauthentication” as the end node was previously authorized by its home authentication server, as that server stores its service profile);

wherein the request for reauthentication is routed to the authentication server according to the unique realm name included in the request for reauthentication ([0053], lines 16-23).

11. As to claims 4, 7, 13, 15, and 20, they are rejected by the same rationale set forth in claim 1's rejection.

12. As to claim 10, O'Neill discloses a system comprising:

a first authentication server configured to receive a request for full authentication of a terminal ([0031], lines 1-8, every mobile device (terminal or

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end node) will have a home AAA server (first authentication server) (see Fig. 1), at this home AAA server will be stored service profiles that inherently require full authentication of that particular mobile device), and configured to transmit to the terminal a reauthentication identity including a unique realm name uniquely identifying the first authentication server ([0053], lines 13-17, the NAI (reauthentication identity) of any end node (terminal) includes a realm name and identifies the home authentication server; that realm name inherently is transmitted to the mobile device); and

a second authentication server configured to receive a request for reauthentication from the terminal, the request for reauthentication including the reauthentication identity including the unique realm name identifying the first authentication service ([0053], lines 13-23, any end node (terminal) sending an authentication request identifying its home authentication server (via a “reauthentication identity”) to a visited AAA server (second authentication server) reads upon “a request for reauthentication” as the end node was previously authorized by it's home authentication server, as that server stores it's service profile), and configured to route the request for reauthentication to the first authentication server according to the unique realm name identifying the first authentication server ([0053], lines 16-23)..

13. As to claims 27 and 29, O'Neill discloses a method for use by a terminal, they are rejected by the same rationale set forth in claim 10's rejection

14. As to claim 24, O'Neill discloses wherein the authentication network element is an authentication server (Fig. 5, label 114).

15. As to claim 25, O'Neill discloses wherein the authentication network element is a proxy server (Fig. 5, label 135).

16. As to claim 26, O'Neil discloses wherein the authentication network element is a service access point for authentication by an authentication server (Fig. 5, label 128).

***Claim Rejections - 35 USC § 103***

17. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

18. Claims 14 and 21, are rejected under 35 U.S.C. 103(a) as being unpatentable over O'Neill as applied to claims 13 and 20 above, and in view of Barriga-Caceres et al (US Pub No. 2003/0163733), hereafter "Barriga."



19. As to claims 14 and 21, O'Neill does not explicitly disclose wherein the means for transmitting to an authentication network element a request for reauthentication using the reauthentication identity including the unique realm name includes the reauthentication identity in an identity response packet according to an Extensible Authentication Protocol.

However, Barriga discloses an authentication system (Abstract) that utilizes an Extensible Authentication Protocol ([0101]).

Therefore it would have been obvious to one of ordinary skill in the art at the time of the invention to combine the teachings of O'Neill and Barriga in order to utilize a well-known protocol in the art that would allow O'Neill's system to be compatible with other, already deployed, systems.

### ***Conclusion***

20. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

21. A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory

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period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

22. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thomas J. Dailey whose telephone number is 571-270-1246. The examiner can normally be reached on Monday thru Friday; 9:00am - 5:00pm.

23. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Follansbee can be reached on 571-272-3964. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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24. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/T. J. D./  
Examiner, Art Unit 2452

/Kenny S Lin/  
Primary Examiner, Art Unit 2452